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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

JOSEPH McDougall and AUSTIN
WALLACE, individually and on behalf of all
similarly situated individuals,

Plaintiffs.

V.

THE BOILING CRAB VEGAS, LLC,

Defendant.

Case No.: 2:20-cv-01867-RFB-NJK

**STIPULATION AND ORDER
EXTENDING TIME TO RESPOND TO
PLAINTIFFS' MOTION TO CERTIFY
CLASS UNDER RULE 23 OF THE
FEDERAL RULES OF CIVIL
PROCEDURE**

Plaintiffs Joseph McDougall and Austin Wallace and Defendant The Boiling Crab Vegas, LLC, by and through their undersigned counsel, hereby stipulate and agree that the date to file Defendant's response and opposition to Plaintiffs' Motion to Certify Class Under Rule 23 of the Federal Rules of Civil Procedure shall be extended from October 4, 2021 through October 5, 2021. This is Defendant's second request for an extension of time. Defendant is requesting this one day extension because Defendant's counsel's mother has passed away and counsel is

1 involved in planning a memorial service. This request is not made for the purpose of delay.

2 Dated this 4th day of October, 2021.

3 ROGERS, PATRICK, WESTBROOK
4 & BRICKMAN, LLC

HEJMANOWSKI & McCREA LLC

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10 Attorneys for Plaintiffs

Attorneys for Defendant

13 **ORDER**

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15 IT IS SO ORDERED.

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19 **RICHARD E. BOULWARE, II**
20 **United States District Court**
21 DATED this 5th day of October, 2021.